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Examiner Marie Patterson, Art Unit No. 3728 U.S. Patent and Trademark Office	(703) 308-0069	(703) 872-9306

From : Stacy L. Taylor
Email Address : staylor@foley.com
Sender's Direct Dial : 858.847.6720
Date : October 29, 2004
Client/Matter No : 078743-2002
User ID No : 3054

MESSAGE:

Applicant: Michael Kendall
Title: DEVICES FOR SUSPENDING A FOOT WITHIN A SHOE AND SHOES
 INCORPORATING SUCH DEVICES
Appl. No.: 10/634,267
Filing Date: 08/04/2003
Examiner: Marie D. Patterson
Art Unit: 3728
Enclosed:
 Response to Restriction Requirement Transmittal (in duplicate) (6 pgs.);
 Response to Restriction Requirement (2 pgs).

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Operator:	Time Sent:	Return Original To:
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Atty. Dkt. No. 078743-2002

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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Examiner: Marie D. Patterson

Art Unit: 3728

CERTIFICATE OF FACSIMILE TRANSMISSION	
I hereby certify that this paper is being facsimile transmitted to the United States Patent and Trademark Office, Alexandria, Virginia on the date below.	
<i>Michelle Sympson</i> (Printed Name)	
<i>Michelle Sympson</i> (Signature)	
October 29, 2004 (Date of Deposit)	

RESPONSE TO RESTRICTION REQUIREMENT TRANSMITTAL

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Transmitted herewith is an amendment in the above-identified application.

Small Entity status under 37 C.F.R. § 1.9 and § 1.27 has been established by a previous assertion of Small Entity status.

The fee required for additional claims is calculated below:

Atty. Dkt. No. 078743-2002

[X] Applicant hereby petitions for an extension of time under 37 C.F.R. §1.136(a) for the total number of months checked below:

[] Extension for response filed within the first month:	\$110.00	\$0.00
[] Extension for response filed within the second month:	\$430.00	\$0.00
[] Extension for response filed within the third month:	\$980.00	\$0.00
[] Extension for response filed within the fourth month:	\$1,530.00	\$0.00
[X] Extension for response filed within the fifth month:	\$2,080.00	\$2,080.00
EXTENSION FEE TOTAL:		\$2,080.00
[] Statutory Disclaimer Fee under 37 C.F.R. 1.20(d):	\$110.00	\$0.00
CLAIMS, EXTENSION AND DISCLAIMER FEE TOTAL:		\$2,080.00
[X] Small Entity Fees Apply (subtract ½ of above):	\$1,040.00	
TOTAL FEE:		\$1,040.00

[X] Please charge Deposit Account No. 50-0872 in the amount of \$1,040.00. A duplicate copy of this transmittal is enclosed.

[X] The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 50-0872. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 50-0872. If any extensions of time are needed for timely acceptance of papers submitted herewith, applicant hereby petitions for such extension under 37 C.F.R. §1.136 and authorizes payment of any such extensions fees to Deposit Account No. 50-0872.

Atty. Dkt. No. 078743-2002

Please direct all correspondence to the undersigned attorney or agent at the address indicated below.

Respectfully submitted,



By _____

Stacy L. Taylor
Attorney for Applicant
Registration No. 34,842

Date October 29, 2004
FOLEY & LARDNER LLP
Customer Number: 30542
Telephone: (858) 847-6720
Facsimile: (858) 792-6773

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<input type="checkbox"/>	Extension for response filed within the first month:	\$110.00	\$0.00
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